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PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>Application Number</b>	10/750,262		
	<b>Filing Date</b>	December 31, 2003	
	<b>First Named Inventor</b>	Afar, et al.	
	<b>Group/Art Unit</b>	1645	
	<b>Examiner Name</b>	Unassigned	
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b>	39766-0160D2

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Version with Markings Showing Changes <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Notice to Comply with Requirements for Patent Application Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures	<input checked="" type="checkbox"/> Statement under 37 CFR 1.821(e),(f) and (g) w/Request to use Computer Readable Form of Sequence Listing from Parent Application <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): stamped return postcard
<b>Remarks</b> AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER (Atty. Docket No. 39766-0160D2).		

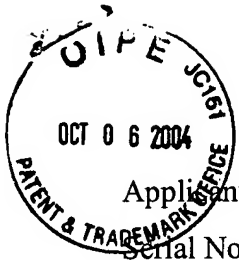
## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

<b>Firm or Individual name</b>	GINGER R. DREGER, ESQ., Reg. No. 33,055, HELLER EHRMAN WHITE & McAULIFFE LLP		
<b>Signature</b>			
<b>Date</b>	October 6, 2004	<b>Customer Number:</b>	25213

## CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: Mail Stop <u>MISSING PARTS</u> , Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 20231, on this date:			
		Express Mail Label EL 993 689 236 US	
<b>Typed or printed name</b>	Cheryl Rogers		
<b>Signature</b>		<b>Date</b>	October 6, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Afar et al. Docket No: 39766-0160D2  
Serial No: 10/750,262 Group Art Unit: 1645  
Filed: December 31, 2003 Examiner: Unassigned  
For: **NOVEL SERPENTINE TRANSMEMBRANE ANTIGENS  
EXPRESSED IN HUMAN CANCERS AND USES THEREOF**  
Express Mail Label No.: EL 993 689 236 US  
Mailing Date: October 6, 2004

**STATEMENT UNDER 37 C.F.R. §1.821 (e), (f) and (g)**  
**WITH REQUEST TO USE COMPUTER READABLE FORM**  
**OF SEQUENCE LISTING FROM PARENT APPLICATION**

**MS: MISSING PARTS**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The present application is a divisional of currently pending patent application U.S. Serial No. 10/011,095, filed December 6, 2001, which is a divisional of an issued U.S. application with Serial No. 09/323,873, filed on June 1, 1999. A paper copy and a computer readable form (CRF) copy of the sequence listing was filed in Serial No. 09/323,873 on December 22, 1999. The sequence listing was appended to the specification in a Preliminary Amendment filed on May 15, 2000. Applicants submit that the sequence listings of the instant divisional patent application and that of the parent application of Serial No. 09/323,873 are identical. Therefore, pursuant to 37 CFR 1.821(e), Applicants respectfully request that the compliant computer readable form (CRF) of the Sequence listing filed on December 22, 1999 in the parent application Serial No. 09/323,873 be used as the computer readable form for the instant patent application.

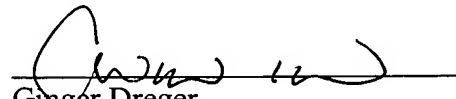
Applicants' representative further states, as required by 37 C.F.R. §1.821(f), that the content of the CRF sequence listing from parent application Serial No. 09/323,873, is identical to the written Sequence Listing paper copy of the instant application filed June 1, 2004 in accordance with 37 C.F.R. 1.821 (c).

I hereby also state that this submission, filed in accordance with 37 C.F.R. §1.821(g), herein does not include new matter.

The Commissioner is authorized to charge any fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. (Attorney Docket No. 39766-0160 D2).

Respectfully submitted,

Date: October 6, 2004

  
Ginger Dreger  
Reg. No. 33,055

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10/5/04 3:57 PM (39766.0160C2)



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/750,262	12/31/2003	Daniel E. Afar	511582001611

CONFIRMATION NO. 1744

## FORMALITIES LETTER



\*OC000000013511380\*

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Date Mailed: 08/12/2004

### NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

#### Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a)

- This application clearly fails to comply with the requirements of 37 CFR 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to: Mail Stop Missing Parts  
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*A copy of this notice MUST be returned with the reply.*

AJ. Mohammed  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE